



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2227

DATE SCANNED 2/23/12

SCANNER NO. 2

SCAN OPERATOR EEJ

12092680107



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 10, 2010

MEMORANDUM

TO: THE COMMISSION

THROUGH: ALEC PALMER
ACTING STAFF DIRECTOR

FROM: PATRICIA CARMONA *PC for PC*
CHIEF COMPLIANCE OFFICER

DEBBIE CHACONA *DC*
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

BY: *nrc* NATALIYA IOFFE/SARI PICKERALL/IAN WANDNER *SR in*
COMPLIANCE BRANCH

SUBJECT: REASON TO BELIEVE RECOMMENDATION – 2010 OCTOBER
QUARTERLY REPORT (NON-ELECTION SENSITIVE) FOR THE
ADMINISTRATIVE FINE PROGRAM

Attached is a list of political committees and their treasurers who failed to file the 2010 October Quarterly Report in accordance with 2 U.S.C. 434(a). The October Quarterly Report was due on October 15, 2010.

The committees listed in the attached RTB Circulation Report either failed to file the report, filed the report more than five (5) days after the due date, or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 CFR 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

Recommendation

1. Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Report violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

12092680108

Reason to Believe Circulation Report

2010 OCTOBER QUARTERLY- Not Election Sensitive 10/15/2010 H_S_P_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2212	C00458745	ANDRE WILLIAMS FOR CONGRESS	WILLIAMS, ANDRE LEWIS	DAVID EVERETT MARKO	\$375,326	0	10/28/2010	13	\$51,704	\$1,402
2213	C00474049	CARLINEO FOR CONGRESS	CARLINEO, GLORIA	GLORIA CARLINEO	\$181,423	0	12/7/2010	Not Filed	\$44,000	\$990
2214	C00463950	CHERYLE JACKSON FOR U S SENATE	JACKSON, CHERYLE	CAROL STANLEY-ROBBINS	\$1,651,208	0		Not Filed	\$330,242 (est)	\$8,800
2215	C00480434	CHUCK FLUME FOR CONGRESS	FLUME, CHARLES WILLIAM SR.	BRUCE BLOCH	\$102,330	0		Not Filed	\$51,165 (est)	\$2,970
2216	C00477869	CLARK VANDEVENTER FOR CONGRESS 2010	VANDEVENTER, CLARK	CLARK VANDEVENTER	\$187,791	0		Not Filed	\$62,597 (est)	\$2,970
2217	C00484412	COMMITTEE TO ELECT CHICK HEILESON TO CONGRESS	HEILESON, CHICK	CORBET R MISKIN	\$254,204	1	11/17/2010	Not Filed	\$238	\$312
2218	C00463976	DEDE FOR CONGRESS INC	SCOZZAFAVA, DIERDRE K	DIERDRE K SCOZZAFAVA	\$762,971	1		Not Filed	\$254,324 (est)	\$11,000
2219	C00465773	DEON LONG FOR CONGRESS	LONG, OMETRIAS DEON	DEON LONG	\$252,205	0		Not Filed	\$84,068 (est)	\$3,850
2220	C00460220	DICK KELSEY FOR CONGRESS	KELSEY, RICHARD FRANKLIN	JOHN B BARRETT	\$530,198	0		Not Filed	\$86,366 (est)	\$3,850
2222	C00463265	ETHAN HASTERT FOR CONGRESS COMMITTEE	HASTERT, ETHAN ALLEN	LARRY NELSON	\$1,247,146	0		Not Filed	\$249,429 (est)	\$7,150
2223	C00481184	FRIENDS OF ROSS BIELING	BIELING, ROSS PARKER	ROSS PARKER BIELING	\$385,138	0	10/22/2010	7	\$112,696	\$1,535
2224	C00478006	HERRMANN FOR CONGRESS	HERRMANN, THOMAS A	FRANK J DEMILO CPA	\$1,207,368	0		Not Filed	\$402,456 (est)	\$9,900
2225	C00461970	JAY FLEITMAN FOR CONGRESS COMMITTEE	FLEITMAN, JAY SCOTT	MARY LOU STUART	\$286,236	0	10/22/2010	7	\$60,174	\$907
2226	C00473819	JIM HOLT CAMPAIGN COMMITTEE	HOLT, JIM	MARC MILLSAP	\$295,537	0		Not Filed	\$73,884 (est)	\$2,970
2227	C00472738	KERRY ROBERTS FOR CONGRESS INC	ROBERTS, KERRY EVAN	BRUCE HEAD	\$107,853	0	12/1/2010	Not Filed	\$28,896	\$990
2229	C00477703	KEVIN POWELL FOR CONGRESS 2010	POWELL, KEVIN	LLOYD COLONA	\$349,015	0		Not Filed	\$116,338 (est)	\$4,950
2231	C00463273	LOWRY FOR CONGRESS	LOWRY, ROBERT PAUL	ROBERT PAUL LOWRY	\$127,909	0		Not Filed	\$25,582 (est)	\$990

AF#	Committee ID	Committee Name	PV	Rec'd	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2232	C00483149	LUIS MEURICE FOR CONGRESS COMMITTEE			MEURICE, LUIS	BERNARD A BECKER	\$184,913	0	10/26/2010	11	\$57,453	\$1,237
2233	C00446468	LYNCH FOR CONGRESS			LYNCH, EDWARD J	EDWARD LYNCH	\$223,336	4	12/3/2010	Not Filed	\$33,155	\$1,980
2234	C00479907	MARK FRENCH FOR CONGRESS			FRENCH, MARK TODD	KATHLEEN CARRELL FRENCH	\$103,782	0		Not Filed	\$34,594 (est)	\$990
2235	C00475095	MATTHEW BURKE FOR CONGRESS			BURKE, MATTHEW	BURKE, JENNIFER	\$100,517	0	11/2/2010	18	\$3,344	\$115
2236	C00423202	MIKE GRAVEL FOR PRESIDENT 2008			GRAVEL, MIKE	MIKE GRAVEL	\$288,073	5		Not Filed	\$48,012 (est)	\$2,227
2237	C00463406	MORGAN FOR CONGRESS			MORGAN, VINCENT SCOTT	HON RD SNYDEN	\$152,791	0	11/17/2010	Not Filed	\$34,665	\$250
2238	C00480715	MULLEN FOR CONGRESS			MULLEN, WESLEY MARTIN	STUART WAYNE MCMAHEN	\$101,296	0		Not Filed	\$33,755 (est)	\$990
2239	C00481069	MYERS 4 CONGRESS			MYERS, TERRY LON	SARAH ANNE LORANG	\$258,044	0	11/5/2010	21	\$87,347	\$2,750
2240	C00475806	PAULINA FOR CONGRESS			MORRIS, PAULINA VASQUEZ	LISA GRAHAM KEEGAN	\$543,976	0		Not Filed	\$181,325 (est)	\$6,050
2241	C00461343	PHILLIP BRUTUS FOR CONGRESS			BRUTUS, PHILLIP J	CAMELIA SIGUINEAU	\$151,182	0		Not Filed	\$30,236 (est)	\$990
2242	C00473595	RICHARD LAKE FOR CONGRESS			LAKE, RICHARD DAVID GEORGE	TERRANCE BRADLEY	\$101,188	0		Not Filed	\$33,729 (est)	\$990
2243	C00468284	SCOTT TAYLOR FOR CONGRESS			TAYLOR, SCOTT W	ITHIEL HARLEY THOMAS IV	\$137,491	0		Not Filed	\$27,498 (est)	\$990
2244	C00468934	SCOTT WALLACE FOR US CONGRESS			WALLACE, SCOTT	MAUREEN RUGGIERO	\$273,613	0		Not Filed	\$68,403 (est)	\$2,970
2245	C00463497	SHADWICK FOR CONGRESS			SHADWICK, MONTE	JAMES A LAMBERT	\$157,091	0		Not Filed	\$39,273 (est)	\$990
2246	C00473512	SHELDON GOLDSTEIN FOR CONGRESS			GOLDSTEIN, SHELDON	JUSTIN MOORE	\$176,204	0		Not Filed	\$35,241 (est)	\$990
2247	C00471516	SIAS FOR CONGRESS			SIAS, LANGHORNE C	CORY DICKSON	\$356,280	0		Not Filed	\$89,070 (est)	\$3,850
2248	C00467712	SINGH FOR CONGRESS			SINGH, NAVRAJ	TIMOTHY J DAVIS	\$417,659	1		Not Filed	\$104,415 (est)	\$6,187
2249	C00467761	SUE LOWDEN FOR U S SENATE			LOWDEN, SUE	BOB BEERS	\$8,068,867	0	10/22/2010	7	\$42,982	\$340
2250	C00476432	TIM WOOLDRIDGE FOR CONGRESS			WOOLDRIDGE, TYMOTHE (TIM) LYNN	CHARLES R PARTLOW	\$1,107,167	0	11/22/2010	Not Filed	\$19,501	\$550
2251	C00469692	TORRES FOR CONGRESS 2010			TORRES, ENRIQUE RAUL	THOMAS FREER	\$129,870	0		Not Filed	\$32,468 (est)	\$990
2252	C00477844	WADE FOR DELAWARE			WADE, KEVIN LYNN	HARRY SKILTON	\$135,364	0		Not Filed	\$67,682 (est)	\$2,970
2253	C00471433	WILL BOYD FOR US SENATE			BOYD, WILLIE WILL EUGENE JR	WILLIE "WILL" BOYD JR	\$131,829	0	10/23/2010	8	\$16,581	\$150
2254	C00464594	YOLLY ROBERSON FOR CONGRESS			ROBERSON, YOLLY	KERLYNE COTARD	\$466,383	0		Not Filed	\$93,277 (est)	\$3,850

BEFORE THE FEDERAL ELECTION COMMISSION

12092680111

In the Matter of)	
)	
Reason To Believe Recommendation - 2010)	
October Quarterly Report (Non-Election)	
Sensitive) for the Administrative Fine)	
Program:)	
MATTHEW BURKE FOR CONGRESS,	)	AF# 2235
and BURKE, JENNIFER as treasurer;)	
ANDRE WILLIAMS FOR CONGRESS,	)	AF# 2212
and DAVID EVERETT MARKO as)	
treasurer;)	
LUIS MEURICE FOR CONGRESS	)	AF# 2232
COMMITTEE, and BERNARD A)	
BECKER as treasurer;)	
WILL BOYD FOR US SENATE, and	)	AF# 2253
WILLIE "WILL" BOYD JR as treasurer;)	
FRIENDS OF ROSS BIELING, and	)	AF# 2223
BIELING, ROSS PARKER as treasurer;)	
JAY FLEETMAN FOR CONGRESS	)	AF# 2225
COMMITTEE, and MARY LOU STUART)	
as treasurer;)	
)	
SUE LOWDEN FOR U S SENATE, and	)	AF# 2249
BOB BEERS as treasurer;)	
CARLINEO FOR CONGRESS, and	)	AF# 2213
CARLINEO, GLORIA as treasurer;)	
CHERYLE JACKSON FOR U S SENATE,	)	AF# 2214
and CAROL STANLEY-ROBBINS as)	
treasurer;)	
CHUCK FLUME FOR CONGRESS, and	)	AF# 2215
BRUCE BLOCH as treasurer;)	
CLARK VANDEVENTER FOR	)	AF# 2216
CONGRESS 2010, and CLARK)	
VANDEVENTER as treasurer;)	
COMMITTEE TO ELECT CHICK	)	AF# 2217
HEILESON TO CONGRESS, and)	
CORBET R MISKIN as treasurer;)	
DEDE FOR CONGRESS INC, and	)	AF# 2218
SCOZZAFAVA, DIERDRE K as treasurer;)	
DEON LONG FOR CONGRESS, and	)	AF# 2219
DEON LONG as treasurer;)	

Federal Election Commission
Certification for Administrative Fines
December 15, 2010

Page 2

DICK KELSEY FOR CONGRESS, and JOHN B BARRETT as treasurer;	) )	AF# 2220
ETHAN HASTERT FOR CONGRESS COMMITTEE, and NELSON, LARRY as treasurer;	) ) )	AF# 2222
HERRMANN FOR CONGRESS, and FRANK J DEMILO CPA as treasurer;	) )	AF# 2224
JIM HOLT CAMPAIGN COMMITTEE, and MARC MILLSAP as treasurer;	) )	AF# 2226
KERRY ROBERTS FOR CONGRESS INC, and BRUCE HEAD as treasurer;	) )	AF# 2227
KEVIN BURNS 4 US SENATE, and ROB FLINT as treasurer;	) )	AF# 2228
KEVIN POWELL FOR CONGRESS 2010, and LLOYD COLONA as treasurer;	) )	AF# 2229
LOWRY FOR CONGRESS, and ROBERT PAUL LOWRY as treasurer;	) )	AF# 2231
LYNCH FOR CONGRESS, and EDWARD LYNCH as treasurer;	) )	AF# 2233
MARK FRENCH FOR CONGRESS, and KATHLEEN CARRELL FRENCH as treasurer;	) ) )	AF# 2234
MIKE GRAVEL FOR PRESIDENT 2008, and MIKE GRAVEL as treasurer;	) )	AF# 2236
MORGAN FOR CONGRESS, and SNYDEN, RD HON. as treasurer;	) )	AF# 2237
MULLEN FOR CONGRESS, and STUART WAYNE MCMAHEN as treasurer;	) ) )	AF# 2238
PAULINA FOR CONGRESS, and LISA GRAHAM KEEGAN as treasurer;	) )	AF# 2240
PHILLIP BRUTUS FOR CONGRESS, and CAMELIA SIGUINEAU as treasurer;	) )	AF# 2241
RICHARD LAKE FOR CONGRESS, and BRADLEY, TERRANCE as treasurer;	) )	AF# 2242
SCOTT TAYLOR FOR CONGRESS, and ITHIEL HARLEY THOMAS IV as treasurer;	) ) )	AF# 2243
SCOTT WALLACE FOR US CONGRESS, and RUGGIERO, MAUREEN as treasurer;	) )	AF# 2244
SHADWICK FOR CONGRESS, and JAMES A LAMBERT as treasurer;	) )	AF# 2245

12092680112

SHELDON GOLDSTEIN FOR) AF# 2246
CONGRESS, and JUSTIN MOORE as)
treasurer;)
SIAS FOR CONGRESS, and CORY) AF# 2247
DICKSON as treasurer;)
SINGH FOR CONGRESS, and TIMOTHY) AF# 2248
J DAVIS as treasurer;)
TIM WOOLDRIDGE FOR CONGRESS,) AF# 2250
and CHARLES R PARTLOW as treasurer;)
TORRES FOR CONGRESS 2010, and) AF# 2251
THOMAS FREER as treasurer;)
WADE FOR DELAWARE, and HARRY) AF# 2252
SKILTON as treasurer;)
YOLLY ROBERSON FOR CONGRESS,) AF# 2254
and KERLYNE COTARD as treasurer;)

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on December 15, 2010 the Commission took the following actions on the Reason To Believe Recommendation - 2010 October Quarterly Report (Non-Election Sensitive) for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated December 13, 2010, on the following committees:

AF#2235 Decided by a vote of 6-0 to: (1) find reason to believe that MATTHEW BURKE FOR CONGRESS, and BURKE, JENNIFER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2212 Decided by a vote of 6-0 to: (1) find reason to believe that ANDRE WILLIAMS FOR CONGRESS, and DAVID EVERETT MARKO as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners

12092680113

Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2232 Decided by a vote of 6-0 to: (1) find reason to believe that LUIS MEURICE FOR CONGRESS COMMITTEE, and BERNARD A BECKER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2253 Decided by a vote of 6-0 to: (1) find reason to believe that WILL BOYD FOR US SENATE, and WILLIE "WILL" BOYD JR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2223 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF ROSS BIELING, and BIELING, ROSS PARKER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2225 Decided by a vote of 6-0 to: (1) find reason to believe that IAY FLEITMAN FOR CONGRESS COMMITTEE, and MARY LOU STUART as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2249 Decided by a vote of 6-0 to: (1) find reason to believe that SUE LOWDEN FOR U S SENATE, and BOB BEERS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2213 Decided by a vote of 6-0 to: (1) find reason to believe that CARLINEO FOR CONGRESS, and CARLINEQ, GLORIA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount

12092680114

indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2214 Decided by a vote of 6-0 to: (1) find reason to believe that CHERYLE JACKSON FOR U S SENATE, and CAROL STANLEY-ROBBINS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2215 Decided by a vote of 6-0 to: (1) find reason to believe that CHUCK FLUME FOR CONGRESS, and BRUCE BLOCH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2216 Decided by a vote of 6-0 to: (1) find reason to believe that CLARK VANDEVENTER FOR CONGRESS 2010, and CLARK VANDEVENTER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2217 Decided by a vote of 6-0 to: (1) find reason to believe that COMMITTEE TO ELECT CHICK HEILESON TO CONGRESS, and CORBET R MISKIN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2218 Decided by a vote of 6-0 to: (1) find reason to believe that DEDE FOR CONGRESS INC, and SCOZZAFAVA, DIERDRE K as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2219 Decided by a vote of 6-0 to: (1) find reason to believe that DEON LONG FOR CONGRESS, and DEON LONG as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2220 Decided by a vote of 6-0 to: (1) find reason to believe that DICK KELSEY FOR CONGRESS, and JOHN B BARRETT as treasurer violated 2 U.S.C.

12092680115

434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2222 Decided by a vote of 6-0 to: (1) find reason to believe that ETHAN HASTERT FOR CONGRESS COMMITTEE, and NELSON, LARRY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2224 Decided by a vote of 6-0 to: (1) find reason to believe that HERRMANN FOR CONGRESS, and FRANK J DEMILO CPA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2226 Decided by a vote of 6-0 to: (1) find reason to believe that JIM HOLT CAMPAIGN COMMITTEE, and MARC MILLSAP as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2227 Decided by a vote of 6-0 to: (1) find reason to believe that KERRY ROBERTS FOR CONGRESS INC, and BRUCE HEAD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2228 Decided by a vote of 6-0 to: (1) find reason to believe that KEVIN BURNS 4 US SENATE, and ROB FLINT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2229 Decided by a vote of 6-0 to: (1) find reason to believe that KEVIN POWELL FOR CONGRESS 2010, and LLOYD COLONA as treasurer violated 2 U.S.C.

12092680116

434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2231 Decided by a vote of 6-0 to: (1) find reason to believe that LOWRY FOR CONGRESS, and ROBERT PAUL LOWRY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2233 Decided by a vote of 6-0 to: (1) find reason to believe that LYNCH FOR CONGRESS, and EDWARD LYNCH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2234 Decided by a vote of 6-0 to: (1) find reason to believe that MARK FRENCH FOR CONGRESS, and KATHLEEN CARRELL FRENCH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2236 Decided by a vote of 6-0 to: (1) find reason to believe that MIKE GRAVEL FOR PRESIDENT 2008, and MIKE GRAVEL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2237 Decided by a vote of 6-0 to: (1) find reason to believe that MORGAN FOR CONGRESS, and SNYDEN, RD HON. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2238 Decided by a vote of 6-0 to: (1) find reason to believe that MULLEN FOR CONGRESS, and STUART WAYNE MCMAHEN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2240 Decided by a vote of 6-0 to: (1) find reason to believe that PAULINA FOR CONGRESS, and LISA GRAHAM KEEGAN as treasurer violated 2 U.S.C. 434(a)

12092680117

and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2241 Decided by a vote of 6-0 to: (1) find reason to believe that PHILLIP BRUTUS FOR CONGRESS, and CAMELIA SIGUINEAU as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2242 Decided by a vote of 6-0 to: (1) find reason to believe that RICHARD LAKE FOR CONGRESS, and BRADLEY, TERRANCE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2243 Decided by a vote of 6-0 to: (1) find reason to believe that SCOTT TAYLOR FOR CONGRESS, and ITHIEL HARLEY THOMAS IV as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2245 Decided by a vote of 6-0 to: (1) find reason to believe that SHADWICK FOR CONGRESS, and JAMES A LAMBERT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2246 Decided by a vote of 6-0 to: (1) find reason to believe that SHELDON GOLDSTEIN FOR CONGRESS, and JUSTIN MOORE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

12092680118

AF#2247 Decided by a vote of 6-0 to: (1) find reason to believe that SIAS FOR CONGRESS, and CORY DICKSON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2248 Decided by a vote of 6-0 to: (1) find reason to believe that SINGH FOR CONGRESS, and TIMOTHY J DAVIS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2250 Decided by a vote of 6-0 to: (1) find reason to believe that TIM WOOLDRIDGE FOR CONGRESS, and CHARLES R PARTLOW as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2251 Decided by a vote of 6-0 to: (1) find reason to believe that TORRES FOR CONGRESS 2010, and THOMAS FREER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2252 Decided by a vote of 6-0 to: (1) find reason to believe that WADE FOR DELAWARE, and HARRY SKILTON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2254 Decided by a vote of 6-0 to: (1) find reason to believe that YOLLY ROBERSON FOR CONGRESS, and KERLYNE COTARD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

December 17, 2010
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission

12092680119



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 21, 2010

Bruce Head, in official capacity as Treasurer
Kerry Roberts for Congress Inc.
P.O. Box 200
Springfield, TN 37172

C00472738
AF#: 2227

Dear Mr. Head:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an October Quarterly Report of Receipts and Disbursements every calendar year. This report, covering the period through September 30th, shall be filed no later than October 15th. 2 U.S.C. § 434(a). Because records at the Federal Election Commission ("FEC") indicate that this report was not filed within thirty (30) days of the due date, it is considered not filed for the purpose of calculating the civil money penalty.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. § 434(a). 2 U.S.C. § 437g(a)(4). On December 15, 2010, the FEC found that there is reason to believe ("RTB") that Kerry Roberts for Congress Inc and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) by failing to file timely this report on or before October 15th.

Based on the FEC's schedules of civil money penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$990. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-111.46. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. Your payment of \$990 is due within forty (40) days of the finding, or by January 24, 2011, and is based on these factors:

Sensitivity of Report: Not Election Sensitive

Level of Activity: \$28,896

Number of Days Late: Not Filed (reports not filed within thirty (30) days of the due date are considered not filed for the purpose of calculating the penalty)

Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

12092680120

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or January 24, 2011. 11 C.F.R. § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 C.F.R. § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 C.F.R. § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 C.F.R. § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 C.F.R. § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Kerry Roberts for Congress Inc. and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate

12092680121

action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 C.F.R. § 111.51(a)(2).

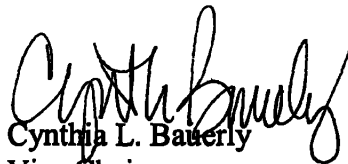
3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 C.F.R. § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickerall in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,


Cynthia L. Bauerly
Vice Chair

12092680122

ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at RTB is \$990 for the 2010 October Quarterly Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

The remittance and your payment are due by January 24, 2011. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Kerry Roberts for Congress Inc.

FEC ID#: C00472738

AF#: 2227

PAYMENT DUE DATE: January 24, 2011

PAYMENT AMOUNT DUE: \$990

12092680123



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 26, 2011

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer
Acting Staff Director

FROM: Patricia Carmona *PC for PC*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: Jodi Winslip/Sari Pickeral *JP*
Compliance Branch

SUBJECT: Administrative Fine Program -

Final Determination Recommendation for the 2010 October Quarterly
Report (Non-Election Sensitive)

Also attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2010 October Quarterly Report (Non-Election Sensitive). The first list represents the committees that have paid the civil money penalty and the second list represents the committees that have not paid the civil money penalty. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

In accordance with 11 CFR § 111.34 and 11 CFR § 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

12092680124

12092680125

For your information, seventeen (17) committees disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty. Of these, eight (8) committees will be assessed a civil money penalty at Final Determination (FD) that has been reduced since the RTB finding, and nine (9) committees will be assessed a civil money penalty of \$0 at FD. An overview of each of these cases has been provided below.

Cheryle Jackson for U S Senate (AF 2214) filed the 2010 October Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$2,056 (previously estimated to be \$330,242), thus the fine would be lowered from \$8,800 to \$250.

Clark Vandeventer for Congress 2010 (AF 2216) filed the 2010 October Quarterly Report after the RTB finding and disclosed no activity (previously estimated to be \$62,597), which would result in no civil money penalty (fine previously assessed to be \$2,970).

Dede for Congress Inc 2010 (AF 2218) filed the 2010 October Quarterly Report after the RTB finding and disclosed no activity (previously estimated to be \$254,324), which would result in no civil money penalty (fine previously assessed to be \$11,000).

Dick Kelsey for Congress (AF 2220) filed the 2010 October Quarterly Report after the RTB finding and disclosed no activity (previously estimated to be \$88,366), which would result in no civil money penalty (fine previously assessed to be \$3,850).

Ethan Hastert for Congress Committee (AF 2222) filed the 2010 October Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$224 (previously estimated to be \$249,429), thus the fine would be lowered from \$7,150 to \$224.

Herrmann for Congress (AF 2224) filed the 2010 October Quarterly Report after the RTB finding and disclosed no activity (previously estimated to be \$402,456), which would result in no civil money penalty (fine previously assessed to be \$9,900).

12092680126

Jim Holt Campaign Committee (AF 2226) filed the 2010 October Quarterly Report after the RTB finding and disclosed no activity (previously estimated to be \$73,884), which would result in no civil money penalty (fine previously assessed to be \$2,970).

Mark French for Congress (AF 2234) filed the 2010 October Quarterly Report after the RTB finding and disclosed no activity (previously estimated to be \$34,594), which would result in no civil money penalty (fine previously assessed to be \$990).

Mike Gravel for President 2008 (AF 2236) filed the 2010 October Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$10 (previously estimated to be \$48,012), thus the fine would be lowered from \$2,227 to \$512.

Mullen for Congress (AF 2238) filed the 2010 October Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$89 (previously estimated to be \$33,765), thus the fine would be lowered from \$990 to \$89. The committee paid \$90.90 (see first list); therefore, we will issue a refund for the difference (\$1.90).

Paulina for Congress (AF 2240) filed the 2010 October Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$79,506 (previously estimated to be \$181,325), thus the fine would be lowered from \$6,050 to \$3,850.

Scott Taylor for Congress (AF 2243) filed the 2010 October Quarterly Report after the RTB finding and disclosed no activity (previously estimated to be \$27,498), which would result in no civil money penalty (fine previously assessed to be \$990).

Shadwick for Congress (AF 2245) filed the 2010 October Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$3,406 (previously estimated to be \$39,273), thus the fine would be lowered from \$990 to \$250.

Sheldon Goldstein for Congress (AF 2246) filed the 2010 October Quarterly Report after the RTB finding and disclosed no activity (previously estimated to be \$35,241), which would result in no civil money penalty (fine previously assessed to be \$990).

Singh for Congress (AF 2248) filed the 2010 October Quarterly Report after the RTB finding and disclosed no activity (previously estimated to be \$104,415), which would result in no civil money penalty (fine previously assessed to be \$6,187).

Torres for Congress 2010 (AF 2251) filed the 2010 October Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil

money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$7,486 (previously estimated to be \$32,468), thus the fine would be lowered from \$990 to \$330.

In addition, Kerry Roberts for Congress Inc (AF 2227) made only a partial payment of the civil money penalty assessed at the RTB stage. As such, the civil money penalty is listed as not paid.

Also, one (1) committee detailed below designated a new Treasurer after the RTB finding:

- Lowry for Congress (AF 2231) filed an Amended Statement of Organization after the RTB finding designating Ruth Bell as Treasurer (see second list).

RAD Recommendation

- (1)
- (2) Make final determination that the political committees and their treasurers listed on the attached reports violated 2 U.S.C. § 434(a) and assess the final civil money penalties so indicated.
- (3) Send the appropriate letters.

12092680127

Federal Election Commission
FD Circulation Report Fine Not Paid
2010 OCTOBER QUARTERLY Not Election Sensitive 10/15/2010 H_S_P_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
2214	CHERYLE JACKSON FOR U S SENATE	JACKSON, CHERYLE	C00463950	CAROL STANLEY-ROBBINS	01/31/2011	Not Filed	\$2,056	0	12/15/2010	\$8,800	133	\$250
2216	CLARK VANDEVENTER FOR CONGRESS 2010	VANDEVENTER, CLARK	C00477969	CLARK VANDEVENTER	01/25/2011	Not Filed	\$0	0	12/15/2010	\$2,970	133	\$0
2217	COMMITTEE TO ELECT CHICK HEILESON TO CONGRESS	HEILESON, CHICK	C00464412	CORBET R. MISKIN	11/17/2010	Not Filed	\$238	1	12/15/2010	\$312	133	\$312
2218	DEDE FOR CONGRESS INC	SCOZZAFAVA, DIERDRE K	C00463976	DIERDRE K. SCOZZAFAVA	12/14/2010	Not Filed	\$0	1	12/15/2010	\$11,000	133	\$0
2219	DEON LONG FOR CONGRESS	LONG, OMETRIAS DEON	C00465773	DEON LONG		Not Filed	\$84,068 (est)	0	12/15/2010	\$3,850	133	\$3,850
2220	DICK KELSEY FOR CONGRESS	KELSEY, RICHARD FRANKI IN	C00460220	JOHN B. BARRETT	01/21/2011	Not Filed	\$0	0	12/15/2010	\$3,850	133	\$0
2222	ETHAN HASTERT FOR CONGRESS COMMITTEE	HASTERT, ETHAN ALLEN	C00463265	LARRY NELSON	12/22/2010	Not Filed	\$224	0	12/15/2010	\$7,150	133	\$224
2224	HERRMANN FOR CONGRESS	HERRMANN, THOMAS A	C00479008	FRANK J. DEMILO, CPA	01/07/2011	Not Filed	\$0	0	12/15/2010	\$9,900	133	\$0
2226	JIM HOLT CAMPAIGN COMMITTEE	HOLT, JIM	C00473819	MARC MILLSAP	01/11/2011	Not Filed	\$0	0	12/15/2010	\$2,970	133	\$0
2227	KERRY ROBERTS FOR CONGRESS INC	ROBERTS, KERRY EVAN	C00472738	BRUCE HEAD	12/01/2010	Not Filed	\$28,886	0	12/15/2010	\$980	133	\$980
2228	KEVIN BURNS 4 US SENATE	BURNS, KEVIN A	C00469430	ROB FLINT		Not Filed	\$31,041 (est)	0	12/15/2010	\$980	133	\$980
2229	KEVIN POWELL FOR CONGRESS 2010	POWELL, KEVIN	C00477703	LLOYD COLONA		Not Filed	\$118,338 (est)	0	12/15/2010	\$4,950	133	\$4,950
2231	LOWRY FOR CONGRESS	LOWRY, ROBERT PAUL	C00463273	RUTH BELL	02/22/2011	Not Filed	\$35,731	0	12/15/2010	\$980	133	\$980
2233	LYNCH FOR CONGRESS	LYNCH, EDWARD J	C00446468	EDWARD LYNCH	12/03/2010	Not Filed	\$33,155	4	12/15/2010	\$1,980	133	\$1,980
2234	MARK FRENCH FOR CONGRESS	FRENCH, MARK TODD	C00478907	KATHLEEN CARRELL FRENCH	01/21/2011	Not Filed	\$0	0	12/15/2010	\$980	133	\$0
2236	MIKE GRAVEL FOR PRESIDENT 2008	GRAVEL, MIKE	C00423202	MIKE GRAVEL	04/18/2011	Not Filed	\$10	5	12/15/2010	\$2,227	133	\$562
2240	PAULINA FOR CONGRESS	MORRIS, PAULINA VASQUEZ	C00475906	LISA GRAHAM KEEGAN	02/08/2011	Not Filed	\$79,508	0	12/15/2010	\$6,050	133	\$3,650
2241	PHILLIP BRUTUS FOR CONGRESS	BRUTUS, PHILLIP J	C00461343	CAMELIA SIGUINEAU		Not Filed	\$30,238 (est)	0	12/15/2010	\$980	133	\$980
2243	SCOTT TAYLOR FOR CONGRESS	TAYLOR, SCOTT W	C00468284	ITHIEL HARLEY THOMAS, IV	02/17/2011	Not Filed	\$0	0	12/15/2010	\$980	133	\$0
2245	SHADWICK FOR CONGRESS	SHADWICK, MONTE	C00463487	JAMES A. LAMBERT	01/31/2011	Not Filed	\$3,408	0	12/15/2010	\$980	133	\$250
2246	SHELDON GOLDSTEIN FOR CONGRESS	GOLDSTEIN, SHELDON	C00473512	JUSTIN MOORE	02/04/2011	Not Filed	\$0	0	12/15/2010	\$980	133	\$0
2248	SINGH FOR CONGRESS	SINGH, NAVRAJ	C00467712	TIMOTHY J. DAVIS	02/03/2011	Not Filed	\$0	1	12/15/2010	\$8,187	133	\$0
2251	TORRES FOR CONGRESS 2010	TORRES, ENRIQUE RAUL	C00468982	THOMAS FREER	03/04/2011	Not Filed	\$7,486	0	12/15/2010	\$980	133	\$330

12092680129

4/27/2011 8:02 AM

Federal Election Commission
FD Circulation Report Fine Paid
2010 OCTOBER QUARTERLY Not Election Sensitive 10/15/2010 H_S_P_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
2213	CARLINEO FOR CONGRESS	CARLINEO, GLORIA	C00474049	GLORIA CARLINEO	12/07/2010	Not Filed	\$44,000	0	12/15/2010	\$980	\$980	01/25/2011	\$980
2225	JAY FLEITMAN FOR CONGRESS COMMITTEE	FLEITMAN, JAY SCOTT	C00461970	MARY LOU STUART	10/22/2010	7	\$80,174	0	12/15/2010	\$907	\$907	01/21/2011	\$907
2232	LUIS MEURICE FOR CONGRESS COMMITTEE	MEURICE, LUIS	C00463149	BERNARD A. BECKER	10/28/2010	11	\$57,453	0	12/15/2010	\$1,237	\$1,237	02/11/2011	\$1,237
2235	MATTHEW BURKE FOR CONGRESS	BURKE, MATTHEW	C00475085	JENNIFER BURKE	11/02/2010	18	\$3,344	0	12/15/2010	\$115	\$115	01/28/2011	\$115
2237	MORGAN FOR CONGRESS	MORGAN, VINCENT SCOTT	C00463408	HON. RD. SNYDEN	11/17/2010	Not Filed	\$4,886	0	12/15/2010	\$250	\$250	01/24/2011	\$250
2238	MULLEN FOR CONGRESS	MULLEN, WESLEY MARTIN	C00460715	STUART MCMAHEN	01/24/2011	Not Filed	\$89	0	12/15/2010	\$980	\$89	01/28/2011	\$80.80
2242	RICHARD LAKE FOR CONGRESS	LAKE, RICHARD DAVID GEORGE	C00473585	TERRANCE BRADLEY		Not Filed	\$33,729 (est)	0	12/15/2010	\$980	\$980	01/28/2011	\$980
2249	SUE LOWDEN FOR U S SENATE	LOWDEN, SUE	C00467781	BOB BEERS	10/22/2010	7	\$42,300	0	12/15/2010	\$340	\$340	12/31/2010	\$340
2250	TIM WOOLDRIDGE FOR CONGRESS	WOOLDRIDGE, TYMOTHE (TIM) LYNN	C00479432	CHARLES R. PARTLOW	11/22/2010	Not Filed	\$19,501	0	12/15/2010	\$550	\$550	01/24/2011	\$550
2253	WILL BOYD FOR US SENATE	BOYD, WILLIE WILL EUGENE JR	C00471433	WILLIE "WILL" BOYD, JR.	10/23/2010	8	\$16,581	0	12/15/2010	\$150	\$150	01/28/2011	\$150

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Administrative Fines Final Determination)
Recommendation for the October Quarterly)
Report (Non-Election Sensitive):)
MATTHEW BURKE FOR CONGRESS,) AF# 2235
and BURKE, JENNIFER as treasurer;)
LUIS MEURICE FOR CONGRESS) AF# 2232
COMMITTEE, and BERNARD A)
BECKER as treasurer;)
WILL BOYD FOR US SENATE, and) AF# 2253
WILLIE "WILL" BOYD JR as treasurer;)
JAY FLEITMAN FOR CONGRESS) AF# 2225
COMMITTEE, and MARY LOU STUART)
as treasurer;)
SUE LOWDEN FOR U S SENATE, and) AF# 2249
BOB BEERS as treasurer;)
CARLINEO FOR CONGRESS, and) AF# 2213
CARLINEO, GLORIA as treasurer;)
CHERYLE JACKSON FOR U S SENATE,) AF# 2214
and CAROL STANLEY-ROBBINS as)
treasurer;)
CLARK VANDEVENTER FOR) AF# 2216
CONGRESS 2010, and CLARK)
VANDEVENTER as treasurer;)
COMMITTEE TO ELECT CHICK) AF# 2217
HEILESON TO CONGRESS, and)
CORBET R MISKIN as treasurer;)
DEDE FOR CONGRESS INC, and) AF# 2218
SCOZZAFAVA, DIERDRE K as treasurer;)
DEON LONG FOR CONGRESS, and) AF# 2219
DEON LONG as treasurer;)
DICK KELSEY FOR CONGRESS, and) AF# 2220
JOHN B BARRETT as treasurer;)

12092680130

Federal Election Commission
Certification for Administrative Fines
April 28, 2011

Page 2

ETHAN HASTERT FOR CONGRESS	)	AF# 2222
COMMITTEE, and NELSON, LARRY as)	
treasurer;)	
HERRMANN FOR CONGRESS, and	)	AF# 2224
FRANK J DEMILO CPA as treasurer;)	
JIM HOLT CAMPAIGN COMMITTEE,	)	AF# 2226
and MARC MILLSAP as treasurer;)	
KERRY ROBERTS FOR CONGRESS	)	AF# 2227
INC, and BRUCE HEAD as treasurer;)	
KEVIN BURNS 4 US SENATE, and ROB	)	AF# 2228
FLINT as treasurer;)	
KEVIN POWELL FOR CONGRESS 2010,	)	AF# 2229
and LLOYD COLONA as treasurer;)	
LOWRY FOR CONGRESS, and BELL,	)	AF# 2231
RUTH as treasurer;)	
LYNCH FOR CONGRESS, and EDWARD	)	AF# 2233
LYNCH as treasurer;)	
MARK FRENCH FOR CONGRESS, and	)	AF# 2234
KATHLEEN CARRELL FRENCH as)	
treasurer;)	
MIKE GRAVEL FOR PRESIDENT 2008,	)	AF# 2236
and MIKE GRAVEL as treasurer;)	
MORGAN FOR CONGRESS, and	)	AF# 2237
SNYDEN, RD HON. as treasurer;)	
MULLEN FOR CONGRESS, and	)	AF# 2238
MCMAHEN, STUART as treasurer;)	
PAULINA FOR CONGRESS, and LISA	)	AF# 2240
GRAHAM KEEGAN as treasurer;)	
PHILLIP BRUTUS FOR CONGRESS, and	)	AF# 2241
CAMELIA SIGUINEAU as treasurer;)	
RICHARD LAKE FOR CONGRESS, and	)	AF# 2242
BRADLEY, TERRANCE as treasurer;)	
SCOTT TAYLOR FOR CONGRESS, and	)	AF# 2243
ITHIEL HARLEY THOMAS IV as)	
treasurer;)	
SHADWICK FOR CONGRESS, and	)	AF# 2245
JAMES A LAMBERT as treasurer;)	
SHELDON GOLDSTEIN FOR	)	AF# 2246
CONGRESS, and JUSTIN MOORE as)	
treasurer;)	
SINGH FOR CONGRESS, and TIMOTHY	)	AF# 2248
J DAVIS as treasurer;)	
TIM WOOLDRIDGE FOR CONGRESS,	)	AF# 2250
and CHARLES R PARTLOW as treasurer;)	

12092680131

TORRES FOR CONGRESS 2010, and) AF# 2251
THOMAS FREER as treasurer;)

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on April 28, 2011 the Commission took the following actions on ten Administrative Fines Final Determination Recommendation for the October Quarterly Report (Non-Election Sensitive) as recommended in the Reports Analysis Division's Memorandum dated April 26, 2011, on the following committees:

AF#2235 Decided by a vote of 6-0 to: (1) make a final determination that MATTHEW BURKE FOR CONGRESS, and BURKE, JENNIFER as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2232 Decided by a vote of 6-0 to: (1) make a final determination that LUIS MEURICE FOR CONGRESS COMMITTEE, and BERNARD A BECKER as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2253 Decided by a vote of 6-0 to: (1) make a final determination that WILL BOYD FOR US SENATE, and WILLIE "WILL" BOYD JR as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2225 Decided by a vote of 6-0 to: (1) make a final determination that JAY FLEITMAN FOR CONGRESS COMMITTEE, and MARY LOU STUART as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

12092680132

AF#2249 Decided by a vote of 6-0 to: (1) make a final determination that SUE LOWDEN FOR U S SENATE, and BOB BEERS as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2213 Decided by a vote of 6-0 to: (1) make a final determination that CARLINEO FOR CONGRESS, and CARLINEO, GLORIA as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2214 Decided by a vote of 6-0 to: (1) make a final determination that CHERYLE JACKSON FOR U S SENATE, and CAROL STANLEY-ROBBINS as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2216 Decided by a vote of 6-0 to: (1) make a final determination that CLARK VANDEVENTER FOR CONGRESS 2010, and CLARK VANDEVENTER as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2217 Decided by a vote of 6-0 to: (1) make a final determination that COMMITTEE TO ELECT CHICK HEILESON TO CONGRESS, and CORBET R MISKIN as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2218 Decided by a vote of 6-0 to: (1) make a final determination that DEDE FOR CONGRESS INC, and SCOZZAFAVA, DIERDRE K as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2219 Decided by a vote of 6-0 to: (1) make a final determination that DEON LONG FOR CONGRESS, and DEON LONG as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2220 Decided by a vote of 6-0 to: (1) make a final determination that DICK KELSEY FOR CONGRESS, and JOHN B BARRETT as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate

12092680133

letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2222 Decided by a vote of 6-0 to: (1) make a final determination that ETHAN HASTERT FOR CONGRESS COMMITTEE, and NELSON, LARRY as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2224 Decided by a vote of 6-0 to: (1) make a final determination that HERRMANN FOR CONGRESS, and FRANK J DEMILO CPA as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2226 Decided by a vote of 6-0 to: (1) make a final determination that JIM HOLT CAMPAIGN COMMITTEE, and MARC MILLSAP as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2227 Decided by a vote of 6-0 to: (1) make a final determination that KERRY ROBERTS FOR CONGRESS INC, and BRUCE HEAD as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2228 Decided by a vote of 6-0 to: (1) make a final determination that KEVIN BURNS 4 US SENATE, and ROB FLINT as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2229 Decided by a vote of 6-0 to: (1) make a final determination that KEVIN POWELL FOR CONGRESS 2010, and LLOYD COLONA as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

12092680134

AF#2231 Decided by a vote of 6-0 to: (1) make a final determination that LOWRY FOR CONGRESS, and BELL, RUTH as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2233 Decided by a vote of 6-0 to: (1) make a final determination that LYNCH FOR CONGRESS, and EDWARD LYNCH as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2234 Decided by a vote of 6-0 to: (1) make a final determination that MARK FRENCH FOR CONGRESS, and KATHLEEN CARRELL FRENCH as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2236 Decided by a vote of 6-0 to: (1) make a final determination that MIKE GRAVEL FOR PRESIDENT 2008, and MIKE GRAVEL as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2237 Decided by a vote of 6-0 to: (1) make a final determination that MORGAN FOR CONGRESS, and SNYDEN, RD HON. as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2238 Decided by a vote of 6-0 to: (1) make a final determination that MULLEN FOR CONGRESS, and MCMAHEN, STUART as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2240 Decided by a vote of 6-0 to: (1) make a final determination that PAULINA FOR CONGRESS, and LISA GRAHAM KEEGAN as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2241 Decided by a vote of 6-0 to: (1) make a final determination that PHILLIP BRUTUS FOR CONGRESS, and CAMELIA SIGUINEAU as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the

12092680135

appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2242 Decided by a vote of 6-0 to: (1) make a final determination that RICHARD LAKE FOR CONGRESS, and BRADLEY, TERRANCE as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2243 Decided by a vote of 6-0 to: (1) make a final determination that SCOTT TAYLOR FOR CONGRESS, and ITHIEL HARLEY THOMAS IV as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2245 Decided by a vote of 6-0 to: (1) make a final determination that SHADWICK FOR CONGRESS, and JAMES A LAMBERT as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2246 Decided by a vote of 6-0 to: (1) make a final determination that SHELDON GOLDSTEIN FOR CONGRESS, and JUSTIN MOORE as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2248 Decided by a vote of 6-0 to: (1) make a final determination that SINGH FOR CONGRESS, and TIMOTHY J DAVIS as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2250 Decided by a vote of 6-0 to: (1) make a final determination that TIM WOOLDRIDGE FOR CONGRESS, and CHARLES R PARTLOW as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2251 Decided by a vote of 6-0 to: (1) make a final determination that TORRES FOR CONGRESS 2010, and THOMAS FREER as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

12092680136

Federal Election Commission
Certification for Administrative Fines
April 28, 2011

Page 8

Attest:

April 29, 2011
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission

12092680137



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 29, 2011

Bruce Head, in official capacity as Treasurer
Kerry Roberts for Congress Inc
P.O. Box 200
Springfield, TN 37172

C00472738
AF#: 2227

Dear Mr. Head:

On December 15, 2010, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Kerry Roberts for Congress Inc and its treasurer violated 2 U.S.C. § 434(a) for filing late or failing to file the 2010 October Quarterly Report. By letter dated December 21, 2010, the Commission sent notification of the RTB finding that included a civil money penalty calculated at the RTB stage of \$990 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. Within 40 days of the FEC's RTB finding, its treasurer was required to either transmit payment of the calculated civil money penalty or submit a written response challenging either the RTB finding or the calculated civil money penalty.

The FEC did not receive payment of the calculated civil money penalty or a written response within the time permitted. The FEC made a final determination on April 28, 2011 that you, in your official capacity as treasurer, and Kerry Roberts for Congress Inc violated 2 U.S.C. § 434(a) and assessed a civil money penalty in the amount of \$990 in accordance with 11 C.F.R. § 111.43. The civil money penalty is based on these factors:

Election Sensitivity of Report: Not Election Sensitive

Level of Activity: \$28,896

Number of Days Late: Not Filed (reports not filed within thirty (30) days of the due date are considered not filed for the purpose of calculating the penalty)

Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

1. If You Choose to Appeal the Final Determination and/or Civil Money Penalty

If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the district court of the United States for the district in which the committee or treasurer reside, or transact business, requesting that the final determination be modified or set aside. See 2 U.S.C. § 437g(a)(4)(C)(iii). Your failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver of

12092680138

the respondents' right to present such argument in a petition to the district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Appeal

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701 *et seq.* If you do not pay this debt within 30 days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within 5 days of the transfer to Treasury, Treasury will contact the debtor and request payment. Treasury currently charges a fee of 28% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the civil money penalty, send the enclosed remittance form, along with your payment, to the address on page 3 within 30 days of receipt of this letter.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 C.F.R. § 111.42(b). Although the file must be placed on the public record within thirty (30) days from the date of the Commission's notification, this could occur at anytime following certification of the Commission's vote.

If you have any questions regarding the payment of the civil money penalty, please contact Sari Pickerall at Federal Election Commission, 999 E St., NW, Washington, DC 20463, or our toll free number (800) 424-9530 (at the prompt, press 5) or (202) 694-1130.

On behalf of the Commission,



Cynthia L. Bauerly
Chair

12092680139

ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the civil money penalty is \$990 for the 2010 October Quarterly Report.

This penalty should be paid by check or money order made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission
PO Box 979058
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

The form and payment are due within 30 days of receipt of this letter.

Payments by Personal Check

Personal checks will be converted into electronic funds transfers (EFTs). Your account will be electronically debited for the amount on the check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Kerry Roberts for Congress Inc

FEC ID#: C00472738

AF#: 2227

PAYMENT AMOUNT DUE: \$990

12092680140

U.S. DEPARTMENT OF THE TREASURY
FINANCIAL MANAGEMENT SERVICE
DEBT COLLECTION PROGRAMS

(Cross-Servicing Program and Treasury Offset Program)

ANNUAL DEBT CERTIFICATION AGREEMENT FOR FEDERAL NONTAX DEBTS

This Annual Debt Certification Agreement for Federal Nontax Debts (Certification Agreement) is submitted by: Federal Election Commission (Creditor Agency).

Section I: Background

- A. The U.S. Department of the Treasury, Financial Management Service (FMS), provides debt collection services to Federal agencies that are owed delinquent debt.
- B. Federal agencies are generally required to submit debts that have been delinquent for 180 days to FMS for debt collection services, and may submit debts sooner if the necessary prerequisites are met. See 31 U.S.C. §§ 3711(g) and 3716(c).
- C. Upon submitting debts to FMS for debt collection services, Federal agencies are required to certify to FMS, among other things, that the debts are valid, legally enforceable, there are no bars to collection, and all requisite due process has been completed, as set forth in this Certification Agreement.
- D. The definitions of terms used in this Certification Agreement are in Attachment A, Definitions of Terms Used in Certification Agreement.

Section II: General Provisions

The Creditor Agency understands and agrees to the following:

- A. **Scope.** The provisions of this Certification Agreement apply to all Debts submitted by Electronic Transmission, on or after the date of this Certification Agreement, by the Creditor Agency to FMS for collection through the Cross-Servicing Program and/or the Treasury Offset Program.
- B. ✓ **Certification Authority.** Only an individual with delegated authority to certify a Debt on behalf of the Creditor Agency will submit a Debt to FMS via an Add Record or Update Record. The Creditor Agency will provide a copy of this Certification Agreement to any such individual.

C. ***Changes to Debt Information.***

1. The Creditor Agency understands its obligation to notify FMS: (a) of any change in the amount, validity, or legal enforceability of the Debt; and (b) if the Debt becomes subject to circumstances that legally preclude or bar collection.
2. The Creditor Agency authorizes FMS to Update Records on its behalf, in accordance with criteria established by FMS, for the purpose of adding alias Debtor name information for a Debt certified by the Creditor Agency. Creditor Agency will notify FMS as soon as it learns that any such updates are incorrect.

Section III: Debt Certification

The Creditor Agency understands that by submitting a Debt to FMS via an Add Record or Update Record, the individual submitting the Debt is certifying to FMS, in writing, under penalty of perjury, that, to the best of his or her knowledge and belief, the following is true and correct:

A. *General Prerequisites for Collection.*

1. ***Valid Debts.*** The Creditor Agency has made a final determination that the Debt is valid and legally enforceable in the amount stated, and that the Debt is not subject to any circumstances that legally preclude or bar collection.
2. ***Delinquent Debts.*** The Debt is delinquent, and the Debtor is not paying the Debt in accordance with any repayment plan agreed to by the Creditor Agency.
3. ***Interest, Penalties, and Administrative Costs.*** The Creditor Agency has complied with all of the provisions of 31 U.S.C. § 3717 and 31 CFR 901.9, as well as other statutes, regulations, and policies applicable to Creditor Agency's assessment of interest, penalties, and administrative costs on the Debt. The Creditor Agency has provided a written notice to the Debtor explaining the Creditor Agency's requirements concerning the assessment of interest, penalties, and administrative costs.
4. ***Debtor Disputes.*** The Creditor Agency has considered any and all evidence presented by the Debtor disputing the Creditor Agency's determination about the Debt, and there are no pending appeals of such determination that would preclude collection of the Debt.
5. ***Collection Efforts.*** The Creditor Agency has made reasonable efforts to obtain payment of the Debt, including, at a minimum, by demanding payment of the Debt.
6. ***Creditor Agency Profile Form.*** The Creditor Agency Profile Form has been completed by the Creditor Agency and is accurate and up-to-date.

B. General Prerequisites for Collection by Offset, including Tax Refund Offset. If, in the Creditor Agency Profile Form, the Creditor Agency has authorized FMS to collect the Debt by offsetting Federal and State tax and nontax payments:

1. **Compliance with Offset Laws.** The Creditor Agency has complied with all of the provisions of 31 U.S.C. §§ 3716 and 3720A, 31 CFR Part 285, and the Federal Claims Collection Standards (31 CFR Parts 900-904), as may be amended, as well as other statutes, regulations and policies applicable to the collection of the Debt by offset.
2. **Due Process Prerequisites.** At least 60 days prior to the Certification Date, the Creditor Agency has provided, or made a reasonable attempt to provide, in accordance with applicable offset regulations, each Debtor with:
 - a. a written notification, at the Debtor's most current known address, of the nature and the amount of the Debt, the intention of the Creditor Agency to collect the Debt through offset, including offset of Federal and State payments, and an explanation of the rights of the Debtor;
 - b. an opportunity to inspect and copy the records of the Creditor Agency with respect to the Debt;
 - c. an opportunity for review of the Creditor Agency's determination with respect to the Debt, including an opportunity to present evidence that all or part of the Debt is not delinquent or legally enforceable; and
 - d. an opportunity to enter into a written repayment agreement with the Creditor Agency.
3. **Due Process Prerequisites for Certain Older Debts.** For a Debt outstanding more than ten years on or before December 28, 2009, the Creditor Agency sent the notice described in Section III.B.2.a to the last known address of the Debtor after the Debt was outstanding for more than ten years, and afforded the Debtor the opportunities described in Sections III.B.2.b. - III.B.2.d. at that time. This requirement does not apply to any Debt that could be collected by offset without regard to any time limitation prior to December 28, 2009.

C. Prerequisites for Collection by Federal Salary Offset. If, through a Salary Offset Instruction, the Creditor Agency has authorized FMS to collect the Debt by offsetting Federal salary payments:

1. **Compliance with Federal Salary Offset Laws.** The Creditor Agency has complied with all of the provisions of 5 U.S.C. § 5514, 5 CFR §§ 550.1101-1110, and 31 CFR 285.7, as may be amended, as well as other statutes, regulations and policies applicable to collection by salary offset; and

Certification Agreement

2. ***Due Process Prerequisites*** At least 60 days prior to the Certification Date, the Creditor Agency has provided, or made a reasonable attempt to provide, in accordance with applicable offset regulations, each Debtor with the notification and opportunities required by Sections III.B.2. and III.B.3., and any other notices, opportunities, or considerations required for Federal salary offset.

D. ***Consumer Reporting Agencies.*** If, in the Creditor Agency Profile Form, the Creditor Agency has authorized FMS to disclose Debts to consumer reporting agencies:

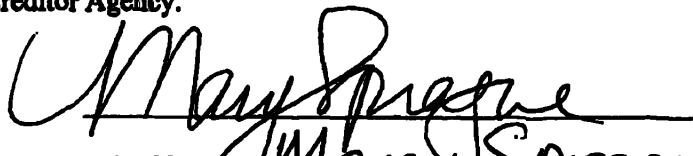
1. ***Compliance with Consumer Reporting Agency Requirements.*** The Creditor Agency has complied with all of the provisions of 31 U.S.C. § 3711(e) and the Federal Claims Collection Standards, as well as other statutes, regulations, and policies applicable to the reporting of a delinquent Debt to consumer reporting agencies.
2. ***Notice Prerequisites.*** At least 60 days prior to the Certification Date, the Creditor Agency provided the Debtor with:
 - a. notification that the Debt is overdue and the Creditor Agency intends to disclose that the Debtor is responsible for the Debt to a consumer reporting agency;
 - b. the specific information to be disclosed to the consumer reporting agency; and
 - c. the Debtor's rights to an explanation of the claim, dispute the information in the Creditor Agency's records about the claim, and an administrative appeal or review of the claim; and
3. ***Review Prerequisites.*** Upon the request of a Debtor, the Creditor Agency has provided for a review of the Debtor's claim(s), including an opportunity for reconsideration of the initial decision on the Debt.

[Signature Page Follows]

Certification Agreement

Section IV: Certification

By signing below, I certify that I have delegated authority to execute this Certification Agreement on behalf of the head of Creditor Agency.


Print Name: Mary Sprague
Title: CFO
Date: 12/14/11

12092680145

- a. ***No Offset of Federal Salary Payments.*** To direct that FMS not collect a Debt through the offset of Federal salary payments, the Creditor Agency must:

- i. transmit the file with a Record Type 6 containing an A in the Action Field and SAL in the Payment Bypass Indicator Field;
- ii. indicate in the Creditor Agency's Agency Profile (i.e., the default settings established by the Creditor Agency) that Federal salary payments should not be offset;
- iii. manually check the "salary by-pass" column online through the Debtor Detail Screen; or
- iv. follow other relevant guidance in the FMS Technical Guidance regarding how to bypass salary payments.

- b. ***Offset Federal Salary Payments.*** The Creditor Agency directs FMS to collect a Debt through the offset of Federal salary payments as follows:

- i. if the Creditor Agency submits a Debt to FMS without a specific indication that the Debt should not be collected through the offset of Federal salary payments (see paragraph 11.a. of this Attachment A, above), the Creditor Agency has indicated that the Debt should be collected through the offset of Federal salary payments;
- ii. if the Creditor Agency has previously indicated that Federal salary payments not be offset, to indicate that Federal salary payments be offset, the Creditor Agency must:
 - (a) send a Record Type 6 with a D in the Action Field and SAL in the Payment Bypass Indicator Field;
 - (b) send a Record Type 6 with a U in the Action Field and SAL in the Payment Bypass Indicator Field; or
 - (c) indicate in the Creditor Agency's Agency Profile (i.e., the default settings established by the Creditor Agency) that Federal salary payments should be offset; or
- iii. the Creditor Agency must follow other relevant guidance in the FMS Technical Guidance regarding how to offset Federal salary payments.

12. **Treasury Offset Program or TOP.** "Treasury Offset Program" or "TOP" means the FMS's debt matching and payment offset program that uses payment and debt data received from Federal agencies and States to collect delinquent debt from payments disbursed by FMS and other Federal and State disbursing agencies.

Certification Agreement

- 13. Update Records.** "Update Records" means any update, change or modification of information about a Debt previously transmitted by the Creditor Agency. Specifically, "Update Records" includes any update, change or modification of information about such a Debt that is submitted to FMS, by Electronic Transmission, through either a batch or manual process, as further specified by the FMS Technical Guidance.

12092680147



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2227

DATE SCANNED 2/23/12

SCANNER NO. 2

SCAN OPERATOR EEJ

12092680148